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18 **UNITED STATES DISTRICT COURT**
19 **DISTRICT OF NEVADA**

20 FEDERAL TRADE COMMISSION,
21 Plaintiff,
22 v.
23 AMG Services, Inc. et al.,
24 Defendants, and
25 Park 269 LLC, et al.,
26 Relief Defendants.

Case No. 2:12-cv-536

**PLAINTIFF'S MOTION
FOR LEAVE TO FILE
MOTION TO COMPEL
EXHIBITS UNDER SEAL**

1 Plaintiff Federal Trade Commission (“FTC”) hereby moves this Court for an Order granting the
2 FTC leave to file under seal three exhibits to its motion to compel (ECF Nos. 692-1, 692-2, 692-3). In
3 support of this motion, the FTC states as follows:

4 1. On August 15, 2012, this Court entered an order (ECF No. 145), sealing financial
5 documents (including images of checks) previously filed by the FTC as exhibits to its motion for
6 preliminary injunction.

7 2. On January 11, 2013, this Court entered an amended protective order (ECF No. 308)
8 permitting parties to designate documents as confidential, and to submit such information to the Court
9 under seal.

10 3. On October 24, 2014, the FTC filed a motion to compel against, *inter alia*, Relief
11 Defendant Kim Tucker. (ECF No. 691.) The FTC’s motion cites to various checks (arranged in three
12 exhibits) tending to show that the defendants have used corporate funds for personal purposes. (ECF Nos.
13 692-1, 692-2, 692-3.) The checks are redacted to obscure bank account information.

14 4. The FTC does not take the position that the checks, as redacted, constitute “confidential”
15 documents within the meaning of the amended protective order, and the FTC does not contend that the
16 checks should be filed under seal. However, out of an abundance of caution, and as a result of the Court’s
17 August 15, 2012 order, the FTC moves to file these exhibits under seal to preserve any other party’s
18 ability to make the required showing for under seal treatment.

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1 WHEREFORE, the FTC respectfully requests leave of the Court to file three motion to compel
2 exhibits (ECF Nos. 692-1, 692-2, 692-3) under seal, with a reservation of the right to move the Court
3 at a later date to lift the seal order.

4 October 24, 2014

5 Respectfully submitted,

6 /s/ Jason Schall

7 Nikhil Singhvi

8 Jason D. Schall

9 Helen P. Wong

10 Ioana Rusu

11 LaShawn M. Johnson

12 Courtney A. Estep

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14 *Attorneys for Plaintiff*
Federal Trade Commission

15 IT IS SO ORDERED:



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17 UNITED STATES MAGISTRATE JUDGE

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27 DATED: January 12, 2015

CERTIFICATE OF SERVICE

I, Jason Schall, certify that, as indicated below, all parties were served by electronic case filing with **PLAINTIFF'S MOTION FOR LEAVE TO FILE MOTION TO COMPEL EXHIBITS UNDER SEAL** filed with the Court and all parties were served by email with Plaintiff's under seal exhibits.

Dated: October 24, 2014

/s/ Jason Schall
Jason Schall

Via Electronic Case Filing:

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